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Date: February 22, 2005

*Sonia V. McVean*  
Sonia V. McVean

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**FEB 22 2005**

Patent  
36856.472

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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| Applicant: Hajime KANDOU et al.     | Art Unit: 2834       |
| Serial No.: 09/840,359              | Examiner: K. Addison |
| Filed: April 23, 2001               |                      |
| Title: SURFACE ACOUSTIC WAVE DEVICE |                      |

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.56, submitted herewith are copies of two (2) references cited in the enclosed Office Action issued in a corresponding Japanese Patent Application. For the Examiner's convenience, we have enclosed an English translation of the Japanese Office Action from the corresponding Japanese Patent Application and a completed Form PTO-1449.

U.S. Serial No. 09/840,359  
February 22, 2005  
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Although the Japanese Search Report cited a third reference, (Japanese Utility Mode Application Kokai No. S64-015421), Applicants did not include a copy of the reference as S64-015421 was cited in a previously filed IDS on January 29, 2004.

The statement is not a representation that all of the information cited is necessarily effective as prior art against the application.

I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this statement, and that this is the first citation of these prior art references by a foreign patent office in a counterpart foreign patent application. Accordingly, no fee is necessary for the filing of this statement. Should the Commissioner determine otherwise, the Commissioner is authorized to charge Deposit Account No. 50-1353 for any fee shortages, including the petition fee under 37 C.F.R. § 1.17(p).

Applicants respectfully request that the disclosed references be made of record in the subject application.

Respectfully submitted,

Date: February 22, 2005

  
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PTO/SB/08A (04-03)

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| Substitute for form 1449/PTO  |                        | <b>Complete if Known</b> |                |
| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br>(Use as many sheets as necessary) |                        | Application Number       | 09/840,359     |
|   |                        | Filing Date              | April 23, 2001 |
|   |                        | First Named Inventor     | Hajime KANDOU  |
|   |                        | Art Unit                 | 2834           |
|   |                        | Examiner Name            | K. Addison     |
| Sheet 1 of 1  | Attorney Docket Number | 36856.1308               |                |

| U.S. PATENT DOCUMENTS |                       |   |                              |  |   |
|-----------------------|-----------------------|---|------------------------------|--|---|
| Examiner Initials*    | Cite No. <sup>1</sup> | Document Number<br>Number-Kind Code <sup>2</sup> (if known) | Publication Date<br>MM -YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
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| FOREIGN PATENT DOCUMENTS |                       |   |                              |                           |   |                |
|--------------------------|-----------------------|---|------------------------------|---------------------------|---|----------------|
| Examiner Initials*       | Cite No. <sup>1</sup> | Foreign Patent Document<br>Country Code <sup>2</sup> Number-Kind Code <sup>3</sup> (if known) | Publication Date<br>MM -YYYY | Country of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear | T <sup>4</sup> |
|                          | 1                     | JP 57-073513 (with English abstract)  | 05/1982                      | JAPAN                     |   | X              |
|                          | 2                     | JP 09-130192 (with English abstract and machine translation)                                  | 05/1997                      | JAPAN                     |   | X              |
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\* Examiner: Initial if reference considered, whether of not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Abstract is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14.